

**Applicant(s):** Ralph et al.  
**Serial N .:** 09/975,471  
**Filed:** 10/11/2001  
**For:** Intervertebral Spacer Device  
Utilizing a Spirally Slotted  
Belleville Washer Having  
Radially Spaced Concentric  
Grooves

**Examiner:** Pellegrino, B.  
**Art Unit:** 3738  
**Docket No.:** F-209  
**Dated:** 1/20/2004

### CLAIM AMENDMENTS

Please amend the claims as indicated below.

1. (currently amended) An intervertebral spacer device comprising:  
first and second plate members, each having first and second plate surfaces thereof, said plates being disposed in a spaced apart relationship such that first ones of said plate surfaces oppose one another, and second ones of said plate surfaces face in opposite directions; and  
at least one restoring force providing element disposed between said first surfaces of said first and second plate members, and disposed such that a compressive load applied to said second surfaces of said first and second plate members is counteracted by said at least one restoring force providing element, said at least one restoring force providing element including at least one belleville washer having at least one radially spaced concentric groove and at least one spiral slot;  
wherein said at least one radially spaced concentric groove in said at least one belleville washer comprises a plurality of radially spaced concentric grooves, and wherein at least one of said plurality of radially spaced concentric grooves in said at least one belleville washer has a length;  
wherein said length forms a closed loop.
2. (original) The device as set forth in claim 1, further comprising disposed on at least one of said first and second plate members a retaining wall in which said at least one restoring force providing element is contained.
3. (currently amended) The device as set forth in claim 1, wherein said at least one restoring force providing element includes a belleville washer ~~having~~ has a narrow end

**BEST AVAILABLE COPY**

2

**Applicant(s):** Ralph et al.  
**Serial No.:** 09/975,471  
**Filed:** 10/11/2001  
**For:** Intervertebral Spacer Device  
Utilizing a Spirally Slotted  
Belleville Washer Having  
Radially Spaced Concentric  
Grooves

**Examiner:** Pellegrino, B.  
**Art Unit:** 3738  
**Docket N.:** F-209  
**Dated:** 1/20/2004

and a wide end and being oriented such that said wide end is in contact with said first surface of one of said first and second plate members.

4. (canceled)

5. (currently amended) The device as set forth in ~~claim 4, wherein~~ claim 1, wherein said at least one of said plurality of radially spaced concentric grooves in said at least one belleville washer has a depth and a width, and at least one of said width and said depth is uniform along said length.

6. (withdrawn) The device as set forth in claim 4, wherein said at least one of said plurality of radially spaced concentric grooves in said at least one belleville washer has a depth and a width, and at least one of said width and said depth varies along said length.

7. (canceled)

8. (withdrawn) The device as set forth in claim 4, wherein said length forms an open loop.

9. (currently amended) The device as set forth in ~~claim 4, wherein~~ claim 1, wherein the radial spacing of said plurality of radially spaced concentric grooves is uniform.

10. (withdrawn) The device as set forth in claim 4, wherein the radial spacing of said plurality of radially spaced concentric grooves is non-uniform.

11. (currently amended) The device as set forth in ~~claim 4, wherein~~ claim 1, wherein

**BEST AVAILABLE COPY**

**Applicant(s):** Ralph et al.  
**Serial No.:** 09/975,471  
**Filed:** 10/11/2001  
**For:** Intervertebral Spacer Device  
Utilizing a Spirally Slotted  
Belleville Washer Having  
Radially Spaced Concentric  
Grooves

**Examiner:** Pellegrino, B.  
**Art Unit:** 3738  
**Docket No.:** F-209  
**Dated:** 1/20/2004

each of said plurality of radially spaced concentric grooves in said at least one belleville washer has a respective length, a respective depth along said respective length, and a respective width along said respective length, and wherein at least one of said depths is different than at least one other of said depths, and wherein at least one of said widths is different than at least one other of said widths.

12. (original) The device as set forth in claim 11, wherein each of said plurality of radially spaced concentric grooves in said at least one belleville washer is at a respective distance from an outer edge of said at least one belleville washer, wherein said depths increase incrementally with decreasing said distances, and said widths increase incrementally with decreasing said distances.

13. (original) The device as set forth in claim 1, wherein said at least one spiral slot in said at least one belleville washer comprises a plurality of spaced apart spiral slots, each of which extends from a locus on a peripheral edge of said at least one belleville washer to a locus which is radially in from said peripheral edge.

14. (original) The device as set forth in claim 1, wherein one of said first and second plate members further comprises a post structure extending outwardly from said first surface of said one of said first and second plate members, and which post structure includes a ball-shaped head.

15. (original) The device as set forth in claim 14, wherein said post structure further includes a threaded bore which extends axially from said ball-shaped head toward said first surface of said one of said first and second plate members, and which bore receives therein a threaded set screw such that prior to an insertion of the set screw therein, said

**BEST AVAILABLE COPY**

**Applicant(s):** Ralph et al.  
**Serial No.:** 09/975,471  
**Filed:** 10/11/2001  
**For:** Intervertebral Spacer Device  
Utilizing a Spirally Slotted  
Belleville Washer Having  
Radially Spaced Concentric  
Grooves

**Examiner:** Pellegrino, B.  
**Art Unit:** 3738  
**Docket No.:** F-209  
**Dated:** 1/20/2004

bore permits the ball-shaped head to compress radially inwardly, and such that after the insertion of said set screw said ball-shaped head is not readily radially compressible.

16. (original) The device as set forth in claim 15, wherein said at least one belleville washer further comprises a central opening which includes a curvate volume for receiving and holding therein said ball-shaped head.

17. (original) The device as set forth in claim 16, wherein a tightening of said set screw locks said curvate volume with respect to said ball-shaped head.

18-20. (canceled)

**BEST AVAILABLE COPY**